

110TH CONGRESS  
1ST SESSION

# H. J. RES. 52

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## JOINT RESOLUTION

Making continuing appropriations for the fiscal year 2008,  
and for other purposes.

1       *Resolved by the Senate and House of Representatives*  
2   *of the United States of America in Congress assembled,*  
3   That the following sums are hereby appropriated, out of  
4   any money in the Treasury not otherwise appropriated,  
5   and out of applicable corporate or other revenues,

1 receipts, and funds, for the several departments, agencies,  
2 corporations, and other organizational units of Govern-  
3 ment for fiscal year 2008, and for other purposes, namely:

4       SEC. 101. Such amounts as may be necessary, at a  
5 rate for operations as provided in the applicable appro-  
6 priations Acts for fiscal year 2007 and under the authority  
7 and conditions provided in such Acts, for continuing  
8 projects or activities (including the costs of direct loans  
9 and loan guarantees) that are not otherwise specifically  
10 provided for in this joint resolution, that were conducted  
11 in fiscal year 2007, and for which appropriations, funds,  
12 or other authority were made available in the following  
13 appropriations Acts:

14               (1) The Department of Defense Appropriations  
15 Act, 2007 (division A of Public Law 109–289).

16               (2) The Department of Homeland Security Ap-  
17 propriations Act, 2007 (Public Law 109–295).

18               (3) The Continuing Appropriations Resolution,  
19 2007 (division B of Public Law 109–289, as amend-  
20 ed by Public Law 110–5).

21       SEC. 102. (a) No appropriation or funds made avail-  
22 able or authority granted pursuant to section 101 for the  
23 Department of Defense shall be used for: (1) the new pro-  
24 duction of items not funded for production in fiscal year  
25 2007 or prior years; (2) the increase in production rates

1 above those sustained with fiscal year 2007 funds; or (3)  
2 the initiation, resumption, or continuation of any project,  
3 activity, operation, or organization (defined as any project,  
4 subproject, activity, budget activity, program element, and  
5 subprogram within a program element, and for any invest-  
6 ment items defined as a P-1 line item in a budget activity  
7 within an appropriation account and an R-1 line item that  
8 includes a program element and subprogram element with-  
9 in an appropriation account) for which appropriations,  
10 funds, or other authority were not available during fiscal  
11 year 2007.

12 (b) No appropriation or funds made available or au-  
13 thority granted pursuant to section 101 for the Depart-  
14 ment of Defense shall be used to initiate multi-year pro-  
15 curements utilizing advance procurement funding for eco-  
16 nomic order quantity procurement unless specifically ap-  
17 propriated later.

18 (c) Notwithstanding this section, the Secretary of De-  
19 fense may, following notification of the congressional de-  
20 fense committees, initiate projects or activities required to  
21 be undertaken for force protection purposes using funds  
22 available from the Iraq Freedom Fund.

23 SEC. 103. Appropriations made by section 101 shall  
24 be available to the extent and in the manner that would  
25 be provided by the pertinent appropriations Act.

1        SEC. 104. Except as otherwise provided in section  
2 102, no appropriation or funds made available or author-  
3 ity granted pursuant to section 101 shall be used to ini-  
4 tiate or resume any project or activity for which appro-  
5 priations, funds, or other authority were not available dur-  
6 ing fiscal year 2007.

7        SEC. 105. Appropriations made and authority grant-  
8 ed pursuant to this joint resolution shall cover all obliga-  
9 tions or expenditures incurred for any project or activity  
10 during the period for which funds or authority for such  
11 project or activity are available under this joint resolution.

12       SEC. 106. Unless otherwise provided for in this joint  
13 resolution or in the applicable appropriations Act for fiscal  
14 year 2008, appropriations and funds made available and  
15 authority granted pursuant to this joint resolution shall  
16 be available until whichever of the following first occurs:  
17 (1) the enactment into law of an appropriation for any  
18 project or activity provided for in this joint resolution; (2)  
19 the enactment into law of the applicable appropriations  
20 Act for fiscal year 2008 without any provision for such  
21 project or activity; or (3) November 16, 2007.

22       SEC. 107. Expenditures made pursuant to this joint  
23 resolution shall be charged to the applicable appropriation,  
24 fund, or authorization whenever a bill in which such appli-

1 cable appropriation, fund, or authorization is contained is  
2 enacted into law.

3 SEC. 108. Appropriations made and funds made  
4 available by or authority granted pursuant to this joint  
5 resolution may be used without regard to the time limita-  
6 tions for submission and approval of apportionments set  
7 forth in section 1513 of title 31, United States Code, but  
8 nothing in this joint resolution may be construed to waive  
9 any other provision of law governing the apportionment  
10 of funds.

11 SEC. 109. Notwithstanding any other provision of  
12 this joint resolution, except section 106, for those pro-  
13 grams that would otherwise have high initial rates of oper-  
14 ation or complete distribution of appropriations at the be-  
15 ginning of fiscal year 2008 because of distributions of  
16 funding to States, foreign countries, grantees, or others,  
17 such high initial rates of operation or complete distribu-  
18 tion shall not be made, and no grants shall be awarded  
19 for such programs funded by this joint resolution that  
20 would impinge on final funding prerogatives.

21 SEC. 110. This joint resolution shall be implemented  
22 so that only the most limited funding action of that per-  
23 mitted in the joint resolution shall be taken in order to  
24 provide for continuation of projects and activities.

1        SEC. 111. (a) For entitlements and other mandatory  
2 payments whose budget authority was provided in appro-  
3 priations Acts for fiscal year 2007, and for activities under  
4 the Food Stamp Act of 1977, activities shall be continued  
5 at the rate to maintain program levels under current law,  
6 under the authority and conditions provided in the appli-  
7 cable appropriations Act for fiscal year 2007, to be contin-  
8 ued through the date specified in section 106(3).

9        (b) Notwithstanding section 106, obligations for man-  
10 datory payments due on or about the first day of any  
11 month that begins after October 2007 but not later than  
12 30 days after the date specified in section 106(3) may con-  
13 tinue to be made, and funds shall be available for such  
14 payments.

15        SEC. 112. Amounts made available under section 101  
16 for civilian personnel compensation and benefits in each  
17 department and agency may be apportioned up to the rate  
18 for operations necessary to avoid furloughs within such de-  
19 partment or agency, consistent with the applicable appro-  
20 priations Act for fiscal year 2007, except that such author-  
21 ity provided under this section shall not be used until after  
22 the department or agency has taken all necessary actions  
23 to reduce or defer non-personnel-related administrative ex-  
24 penses.

1        SEC. 113. Funds appropriated by this joint resolution  
2 may be obligated and expended notwithstanding section 10  
3 of Public Law 91–672 (22 U.S.C. 2412), section 15 of  
4 the State Department Basic Authorities Act of 1956 (22  
5 U.S.C. 2680), section 313 of the Foreign Relations Au-  
6 thorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.  
7 6212), and section 504(a)(1) of the National Security Act  
8 of 1947 (50 U.S.C. 414(a)(1)).

9        SEC. 114. Notwithstanding section 20106 of the Con-  
10 tinuing Appropriations Resolution, 2007 (division B of  
11 Public Law 109–289, as amended by Public Law 110–  
12 5), the Secretary of Agriculture is authorized to enter into  
13 or renew contracts under section 521(a)(2) of the Housing  
14 Act of 1949 (42 U.S.C. 1490a(a)(2)) for 1 year.

15       SEC. 115. The authority provided by section 3a of  
16 the Act of March 3, 1927 (commonly known as the “Cot-  
17 ton Statistics and Estimates Act”) (7 U.S.C. 473a) shall  
18 continue in effect through the date specified in section  
19 106(3) of this joint resolution.

20       SEC. 116. The authority of the Secretary of Agri-  
21 culture to carry out the adjusted gross income limitation  
22 contained in section 1001D of the Food Security Act of  
23 1985 (7 U.S.C. 1308–3a) shall continue through the end  
24 of the period specified in subsection (e) of such section

1 or the date specified in section 106(3) of this joint resolu-  
2 tion, whichever occurs later.

3 SEC. 117. The provisions of title VIII of the Depart-  
4 ments of Commerce, Justice, and State, the Judiciary, and  
5 Related Agencies Appropriations Act, 2005 (Public Law  
6 108–447, division B) that apply during fiscal year 2007  
7 shall continue to apply through the date specified in sec-  
8 tion 106(3) of this joint resolution.

9 SEC. 118. The authority provided by section 1202 of  
10 the National Defense Authorization Act for Fiscal Year  
11 2006 (Public Law 109–163) shall continue in effect  
12 through the earlier of the date of enactment of the Na-  
13 tional Defense Authorization Act for Fiscal Year 2008 or  
14 the date specified in section 106(3) of this joint resolution.

15 SEC. 119. The authority provided by section 1477(d)  
16 of title 10, United States Code, as amended by section  
17 3306 of Public Law 110–28, shall continue in effect  
18 through the date of enactment of the National Defense  
19 Authorization Act for Fiscal Year 2008.

20 SEC. 120. The authority provided by section 1208 of  
21 the Ronald W. Reagan National Defense Authorization  
22 Act for Fiscal Year 2005 (Public Law 108–375) shall con-  
23 tinue in effect through the earlier of the date of enactment  
24 of the National Defense Authorization Act for Fiscal Year



1 2008 or the date specified in section 106(3) of this joint  
2 resolution.

3 SEC. 121. The authority provided by section 1022 of  
4 the National Defense Authorization Act for Fiscal Year  
5 2004 (Public Law 108–136), as amended by section 1022  
6 of the National Defense Authorization Act for Fiscal Year  
7 2006 (Public Law 109–163), shall continue in effect  
8 through the earlier of the date of enactment of the Na-  
9 tional Defense Authorization Act for Fiscal Year 2008 or  
10 the date specified in section 106(3) of this joint resolution.

11 SEC. 122. The authority provided by section 1051a  
12 of title 10, United States Code, shall continue in effect  
13 through the earlier of the date of enactment of the Na-  
14 tional Defense Authorization Act for Fiscal Year 2008 or  
15 the date specified in section 106(3) of this joint resolution.

16 SEC. 123. (a) Notwithstanding any other provision  
17 of law or this joint resolution, and in addition to amounts  
18 otherwise made available by this joint resolution, there is  
19 appropriated \$5,200,000,000 for a “Mine Resistant Am-  
20 bush Protected Vehicle Fund”, to remain available until  
21 September 30, 2008.

22 (b) The funds provided by subsection (a) shall be  
23 available to the Secretary of Defense to continue techno-  
24 logical research and development and upgrades, to procure  
25 Mine Resistant Ambush Protected vehicles and associated

1 support equipment, and to sustain, transport, and field  
2 Mine Resistant Ambush Protected vehicles.

3 (c)(1) The Secretary of Defense shall transfer funds  
4 provided by subsection (a) to appropriations for operation  
5 and maintenance; procurement; and research, develop-  
6 ment, test and evaluation to accomplish the purposes spec-  
7 ified in subsection (b). Such transferred funds shall be  
8 merged with and be available for the same purposes and  
9 for the same time period as the appropriation to which  
10 they are transferred.

11 (2) The transfer authority provided by this subsection  
12 shall be in addition to any other transfer authority avail-  
13 able to the Department of Defense.

14 (3) The Secretary of Defense shall, not less than 5  
15 days prior to making any transfer under this subsection,  
16 notify the congressional defense committees in writing of  
17 the details of the transfer.

18 (d) The amount provided by this section is designated  
19 as an emergency requirement and necessary to meet emer-  
20 gency needs pursuant to subsections (a) and (b) of section  
21 204 of S. Con. Res. 21 (110th Congress), the concurrent  
22 resolution on the budget for fiscal year 2008.

23 SEC. 124. Section 14704 of title 40, United States  
24 Code, shall be applied by substituting the date specified

1 in section 106(3) of this joint resolution for “October 1,  
2 2007”.

3 SEC. 125. Section 382N of the Consolidated Farm  
4 and Rural Development Act (7 U.S.C. 2009aa–13) shall  
5 be applied by substituting the date specified in section  
6 106(3) of this joint resolution for “October 1, 2007”.

7 SEC. 126. Of the funds made available to the Depart-  
8 ment of Energy under this joint resolution, \$484,000 may  
9 be transferred to another agency for carrying out the pro-  
10 visions of division C of Public Law 108–324. Funds so  
11 transferred shall be refunded to the Department after pas-  
12 sage of the regular appropriations Act for that agency.

13 SEC. 127. (a) In addition to the amounts otherwise  
14 provided under section 101, an additional amount is avail-  
15 able under “General Services Administration—Operating  
16 Expenses Account”, at a rate for operations of  
17 \$4,340,000, for the costs of agency activities transferred  
18 to the Civilian Board of Contract Appeals pursuant to sec-  
19 tion 847 of the National Defense Authorization Act for  
20 Fiscal Year 2006 (Public Law 109–163).

21 (b) For purposes of section 101, the rate for oper-  
22 ations for each of the accounts from which funds were  
23 transferred in fiscal year 2007 pursuant to section 847(b)  
24 of the National Defense Authorization Act for Fiscal Year  
25 2006 (Public Law 109–163; 41 U.S.C. 607 note) is re-

1 duced by an amount equal to the annualized level of the  
2 funds transferred.

3 SEC. 128. Notwithstanding any other provision of  
4 this joint resolution, except section 106, the District of  
5 Columbia may expend local funds for programs and activi-  
6 ties under the heading “District of Columbia Funds” for  
7 such programs and activities under title IV of H.R. 2829  
8 (110th Congress), as passed by the House of Representa-  
9 tives, at the rate set forth under “District of Columbia  
10 Funds—Summary of Expenses” as included in the Fiscal  
11 Year 2008 Proposed Budget and Financial Plan sub-  
12 mitted to the Congress by the District of Columbia on  
13 June 7, 2007, as amended on June 29, 2007.

14 SEC. 129. Section 403(f) of the Government Manage-  
15 ment Reform Act of 1994 (Public Law 103–356; 31  
16 U.S.C. 501 note) shall be applied by substituting the date  
17 specified in section 106(3) of this joint resolution for “Oc-  
18 tober 1, 2006”.

19 SEC. 130. Section 204(e) of the Veterans Benefits  
20 Improvement Act of 2004 (Public Law 108–454; 38  
21 U.S.C. 4301 note) shall be applied by substituting the  
22 date specified in section 106(3) of this joint resolution for  
23 “September 30, 2007”.

24 SEC. 131. Any funds made available pursuant to sec-  
25 tion 101 for United States Customs and Border Protec-

1 tion may be obligated to support hiring, training, and  
2 equipping of new border patrol agents at a rate for oper-  
3 ations not exceeding that necessary to sustain the num-  
4 bers of new border patrol agents hired, trained, and  
5 equipped in the final quarter of fiscal year 2007. The  
6 Commissioner of United States Customs and Border Pro-  
7 tection shall notify the Committees on Appropriations of  
8 the House of Representatives and the Senate on each use  
9 of the authority provided in this section.

10 SEC. 132. The Secretary of Homeland Security may  
11 continue, through the date specified in section 106(3) of  
12 this joint resolution, to obligate funds at the rate the Sec-  
13 retary determines necessary to maintain not more than the  
14 average monthly number of detention bed spaces in use  
15 during September 2007 at detention facilities operated or  
16 contracted by the Department of Homeland Security.

17 SEC. 133. During the period specified in section 106  
18 of this joint resolution, section 517(b) of Public Law 109–  
19 295 shall not be in effect.

20 SEC. 134. Section 105(f)(1)(B)(ix) of the Compact  
21 of Free Association Amendments Act of 2003 (48 U.S.C.  
22 1921d(f)(1)(B)(ix)) shall be applied by substituting the  
23 date specified in section 106(3) of this joint resolution for  
24 “the end of fiscal year 2007”.

1       SEC. 135. (a) Activities authorized by chapters 2, 3,  
2   5, and 6 of title II of the Trade Act of 1974 (19 U.S.C.  
3   2271 et seq.) shall continue through the date specified in  
4   section 106(3) of this joint resolution.

5       (b) Notwithstanding any other provision of this joint  
6   resolution, except section 106, there is appropriated to  
7   carry out chapter 6 of title II of the Trade Act of 1974  
8   (19 U.S.C. 2401 et seq.) \$5,000,000.

9       SEC. 136. (a) APPROPRIATION FOR CHIP PRO-  
10   GRAM.—

11           (1) IN GENERAL.—Notwithstanding any other  
12   provision of this joint resolution, there is hereby ap-  
13   propriated, out of any money in the Treasury not  
14   otherwise appropriated for fiscal year 2008,  
15   \$5,000,000,000 for purposes of providing allotments  
16   to States, the District of Columbia, and common-  
17   wealths and territories under section 2104 of the So-  
18   cial Security Act (42 U.S.C. 1397dd), and, in addi-  
19   tion, \$40,000,000 for the purpose of providing addi-  
20   tional allotments under subsection (c)(4)(A) of such  
21   section.

22           (2) AVAILABILITY.—Funds made available from  
23   any allotment under subsection (b) shall not be  
24   available for obligation for child health assistance for  
25   items and services furnished after the termination

1       date specified in section 106(3) of this joint resolu-  
 2       tion, or, if earlier, the date of the enactment of an  
 3       Act that provides funding for fiscal year 2008 and  
 4       for one or more subsequent fiscal years for the Chil-  
 5       dren’s Health Insurance Program under title XXI of  
 6       the Social Security Act.

7       (b) ALLOTMENTS.—Notwithstanding any other provi-  
 8       sion of this joint resolution, the Secretary of Health and  
 9       Human Services shall make allotments to States, the Dis-  
 10      trict of Columbia, and commonwealths and territories  
 11      under section 2104 of the Social Security Act (42 U.S.C.  
 12      1397dd) from the amounts appropriated under subsection  
 13      (a) for the entire fiscal year 2008.

14      (c) REDISTRIBUTION OF UNUSED FISCAL YEAR 2005  
 15      ALLOTMENTS TO STATES WITH ESTIMATED FUNDING  
 16      SHORTFALLS FOR FISCAL YEAR 2008.—Section 2104 of  
 17      the Social Security Act (42 U.S.C. 1397dd) is amended  
 18      by adding at the end the following new subsection:

19      “(i) REDISTRIBUTION OF UNUSED FISCAL YEAR  
 20      2005 ALLOTMENTS TO STATES WITH ESTIMATED FUND-  
 21      ING SHORTFALLS FOR FISCAL YEAR 2008.—

22      “(1) IN GENERAL.—Notwithstanding subsection  
 23      (f) and subject to paragraphs (3) and (4), with re-  
 24      spect to months beginning during fiscal year 2008,  
 25      the Secretary shall provide for a redistribution under

1 such subsection from the allotments for fiscal year  
 2 2005 under subsection (b) that are not expended by  
 3 the end of fiscal year 2007, to a fiscal year 2008  
 4 shortfall State described in paragraph (2), such  
 5 amount as the Secretary determines will eliminate  
 6 the estimated shortfall described in such paragraph  
 7 for such State for the month.

8 “(2) FISCAL YEAR 2008 SHORTFALL STATE DE-  
 9 SCRIBED.—A fiscal year 2008 shortfall State de-  
 10 scribed in this paragraph is a State with a State  
 11 child health plan approved under this title for which  
 12 the Secretary estimates, on a monthly basis using  
 13 the most recent data available to the Secretary as of  
 14 such month, that the projected expenditures under  
 15 such plan for such State for fiscal year 2008 will ex-  
 16 ceed the sum of—

17 “(A) the amount of the State’s allotments  
 18 for each of fiscal years 2006 and 2007 that was  
 19 not expended by the end of fiscal year 2007;  
 20 and

21 “(B) the amount of the State’s allotment  
 22 for fiscal year 2008.

23 “(3) FUNDS REDISTRIBUTED IN THE ORDER IN  
 24 WHICH STATES REALIZE FUNDING SHORTFALLS.—  
 25 The Secretary shall redistribute the amounts avail-



1       able for redistribution under paragraph (1) to fiscal  
2       year 2008 shortfall States described in paragraph  
3       (2) in the order in which such States realize monthly  
4       funding shortfalls under this title for fiscal year  
5       2008. The Secretary shall only make redistributions  
6       under this subsection to the extent that there are  
7       unexpended fiscal year 2005 allotments under sub-  
8       section (b) available for such redistributions.

9               “(4) PRORATION RULE.—If the amounts avail-  
10       able for redistribution under paragraph (1) are less  
11       than the total amounts of the estimated shortfalls  
12       determined for the month under that paragraph, the  
13       amount computed under such paragraph for each  
14       fiscal year 2008 shortfall State for the month shall  
15       be reduced proportionally.

16              “(5) RETROSPECTIVE ADJUSTMENT.—The Sec-  
17       retary may adjust the estimates and determinations  
18       made to carry out this subsection as necessary on  
19       the basis of the amounts reported by States not  
20       later than November 30, 2007, on CMS Form 64 or  
21       CMS Form 21, as the case may be, and as approved  
22       by the Secretary.

23              “(6) 1-YEAR AVAILABILITY; NO FURTHER RE-  
24       DISTRIBUTION.—Notwithstanding subsections (e)  
25       and (f), amounts redistributed to a State pursuant

1 to this subsection for fiscal year 2008 shall only re-  
 2 main available for expenditure by the State through  
 3 September 30, 2008, and any amounts of such re-  
 4 distributions that remain unexpended as of such  
 5 date, shall not be subject to redistribution under  
 6 subsection (f).”.

7 (d) EXTENDING AUTHORITY FOR QUALIFYING  
 8 STATES TO USE CERTAIN FUNDS FOR MEDICAID EX-  
 9 PENDITURES.—Section 2105(g)(1)(A) of such Act (42  
 10 U.S.C. 1397ee) is amended by striking “or 2007” and in-  
 11 serting “2007, or 2008”.

12 (e) APPLICABILITY.—The amendments made by sub-  
 13 section (c) and (d) shall be in effect through the date spec-  
 14 ified in section 106(3) of this joint resolution or, if earlier,  
 15 the date of the enactment of an Act that provides funding  
 16 for fiscal year 2008 and for one or more subsequent fiscal  
 17 years for the Children’s Health Insurance Program under  
 18 title XXI of the Social Security Act.

19 SEC. 137. Notwithstanding any other provision of  
 20 this joint resolution, there is appropriated for payment to  
 21 Susan Thomas, widow of Craig Thomas, late a Senator  
 22 from the State of Wyoming, \$165,200, and for payment  
 23 to Karen L. Gillmor, widow of Paul E. Gillmor, late a Rep-  
 24 resentative from the State of Ohio, \$165,200.

1       SEC. 138. The Secretary of Veterans Affairs shall  
2 carry out subparagraph (B) of section 1710(f)(2) of title  
3 38, United States Code, and subparagraph (E) of section  
4 1729(a)(2) of such title by substituting the date specified  
5 in section 106(3) of this joint resolution for the date speci-  
6 fied in each such subparagraph.

7       SEC. 139. Notwithstanding section 101, amounts are  
8 provided for “Department of Defense Base Closure Ac-  
9 count 2005” at a rate for operations of \$5,626,223,000.

10       SEC. 140. Notwithstanding any other provision of  
11 this joint resolution, except section 106, the Department  
12 of Veterans Affairs may expend funds for programs and  
13 activities under the heading “Information Technology Sys-  
14 tems” for pay and associated cost for operations and  
15 maintenance associated staff.

16       SEC. 141. Notwithstanding any other provision of  
17 this joint resolution, except section 106, in addition to the  
18 amount made available for fiscal year 2008 to carry out  
19 section 3674 of title 38, United States Code, there is ap-  
20 propriated to carry out that section an additional amount  
21 equal to \$6,000,000 multiplied by the ratio of the number  
22 of days covered by this joint resolution to 366.

23       SEC. 142. Notwithstanding section 235(a)(2) of the  
24 Foreign Assistance Act of 1961 (22 U.S.C. 2195(a)(2)),  
25 the authority of subsections (a) through (c) of section 234

1 of such Act shall remain in effect through the date speci-  
2 fied in section 106(3) of this joint resolution.

3 SEC. 143. Notwithstanding section 101, amounts are  
4 provided for “Department of State—Administration of  
5 Foreign Affairs—Diplomatic and Consular Programs” at  
6 a rate for operations of \$4,435,013,000, of which not less  
7 than \$778,449,000 shall be for worldwide security up-  
8 grades.

9 SEC. 144. The provisions of title II of the McKinney-  
10 Vento Homeless Assistance Act (42 U.S.C. 11311 et seq.)  
11 shall continue in effect, notwithstanding section 209 of  
12 such Act, through the earlier of: (1) the date specified in  
13 section 106(3) of this joint resolution; or (2) the date of  
14 enactment of an authorization Act relating to the McKin-  
15 ney-Vento Homeless Assistance Act.

16 SEC. 145. Funds made available under section 101  
17 for the National Transportation Safety Board shall in-  
18 clude amounts necessary to make lease payments due in  
19 fiscal year 2008 only, on an obligation incurred in 2001  
20 under a capital lease.

21 SEC. 146. Notwithstanding the limitation in the first  
22 sentence of section 255(g) of the National Housing Act  
23 (12 U.S.C. 1715z–20(g)), the Secretary of Housing and  
24 Urban Development may, until the date specified in sec-  
25 tion 106(3) of this joint resolution, insure and may enter

1 into commitments to insure mortgages under section 255  
2 of the National Housing Act (12 U.S.C. 1715z–20(g)).

3 SEC. 147. Section 24(o) of the United States Hous-  
4 ing Act of 1937 (42 U.S.C. 1437v(o)) shall be applied by  
5 substituting the date specified in section 106(3) of this  
6 joint resolution for “September 30, 2007”.

7 SEC. 148. (a) Section 48103(4) of title 49, United  
8 States Code, shall be applied: (1) by substituting the  
9 amount specified in such section with an amount that  
10 equals \$3,675,000,000 multiplied by the ratio of the num-  
11 ber of days covered by this joint resolution to 366; and  
12 (2) by substituting the fiscal year specified in such section  
13 with the period beginning October 1, 2007, through the  
14 date specified in section 106(3) of this joint resolution.

15 (b) Section 47104(c) of title 49, United States Code,  
16 shall be applied by substituting “2008” for “2007”.

17 (c) Nothing in this section shall affect the availability  
18 of any balances of contract authority provided under sec-  
19 tion 48103 of title 49, United States Code, for fiscal year  
20 2007 and any prior fiscal year.

21 SEC. 149. (a) Sections 4081(d)(2)(B),  
22 4261(j)(1)(A)(ii), 4271(d)(1)(A)(ii), 9502(d)(1), and  
23 9502(f)(2) of the Internal Revenue Code of 1986 shall  
24 each be applied by substituting the date specified in sec-

1 tion 106(3) of this joint resolution for “September 30,  
2 2007” or “October 1, 2007”, as the case may be.

3 (b) Subparagraph (A) of section 9502(d)(1) of the  
4 Internal Revenue Code of 1986 is amended by inserting  
5 “or any joint resolution making continuing appropriations  
6 for the fiscal year 2008” before the semicolon at the end.

7 SEC. 150. (a) Congress makes the following findings:

8 (1) General David H. Petraeus was confirmed  
9 by a unanimous vote of 81–0 in the Senate on Janu-  
10 ary 26, 2007, to be the Commander of the Multi-  
11 National Forces—Iraq.

12 (2) General David H. Petraeus assumed com-  
13 mand of the Multi-National Forces—Iraq on Feb-  
14 ruary 10, 2007.

15 (3) General David H. Petraeus previously  
16 served in Operation Iraqi Freedom as the Com-  
17 mander of the Multi-National Security Transition  
18 Command—Iraq, as the Commander of the NATO  
19 Training Mission—Iraq, and as Commander of the  
20 101st Airborne Division (Air Assault) during the  
21 first year of combat operations in Iraq.

22 (4) General David H. Petraeus has received nu-  
23 merous awards and distinctions during his career,  
24 including the Defense Distinguished Service Medal,  
25 two awards of the Distinguished Service Medal, two

1       awards of the Defense Superior Service Medal, four  
2       awards of the Legion of Merit, the Bronze Star  
3       Medal for valor, the State Department Superior  
4       Honor Award, the NATO Meritorious Service Medal,  
5       and the Gold Award of the Iraqi Order of the Date  
6       Palm.

7               (5) The leadership of the majority party in both  
8       the House of Representatives and the Senate im-  
9       plored the American people and Members of Con-  
10       gress early in January 2007 to listen to the generals  
11       on the ground.

12       (b) It is the sense of the Congress that the House  
13       of Representatives—

14               (1) recognizes the service of General David H.  
15       Petraeus, as well as all other members of the Armed  
16       Forces serving in good standing, in the defense of  
17       the United States and the personal sacrifices made  
18       by General Petraeus and his family, and other mem-  
19       bers of the Armed Forces and their families, to serve  
20       with distinction and honor;

21               (2) commits to judge the merits of the sworn  
22       testimony of General David H. Petraeus without  
23       prejudice or personal bias, including refraining from  
24       unwarranted personal attacks;

1           (3) condemns in the strongest possible terms  
2           the personal attacks made by the advocacy group  
3           MoveOn.org impugning the integrity and profes-  
4           sionalism of General David H. Petraeus;

5           (4) honors all members of the Armed Forces  
6           and civilian personnel serving in harm's way, as well  
7           as their families; and

8           (5) pledges to debate any supplemental funding  
9           request or any policy decisions regarding the war in  
10          Iraq with the solemn respect and the commitment to  
11          intellectual integrity that the sacrifices of these  
12          members of the Armed Forces and civilian personnel  
13          deserve.

        Passed the House of Representatives September 26,  
2007.

Attest:

*Clerk.*





110<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

## **H. J. RES. 52**

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### **JOINT RESOLUTION**

Making continuing appropriations for the fiscal  
year 2008, and for other purposes.